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## SENATE BILL No. 33

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 33-11.6-4-2; IC 33-11.6-4-3.

**Synopsis:** Marion County small claims court jurisdiction. Increases the jurisdictional limit of the Marion County small claims court from \$6,000 to \$10,000 for actions founded on contract except for actions founded on a contract between a landlord and a tenant.

**Effective:** July 1, 2003.

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**Clark**

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January 7, 2003, read first time and referred to Committee on Judiciary.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## SENATE BILL No. 33

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 33-11.6-4-2 IS AMENDED TO READ AS  
2       FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 2. **(a)** The court shall  
3       have original and concurrent jurisdiction with the circuit and superior  
4       courts in all civil cases founded on ~~contract or~~ tort in which the ~~debt or~~  
5       damage claimed does not exceed six thousand dollars (\$6,000), not  
6       including interest or ~~attorney~~ **attorney's** fees.

7       **(b) Except as provided in section 3 of this chapter, the court**  
8       **shall have original and concurrent jurisdiction with the circuit and**  
9       **superior courts in all civil cases that are founded on contract in**  
10      **which the debt claimed does not exceed ten thousand dollars**  
11      **(\$10,000), not including interest or attorney's fees.**

12      SECTION 2. IC 33-11.6-4-3 IS AMENDED TO READ AS  
13      FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 3. The court shall have  
14      original and concurrent jurisdiction with the circuit and superior courts  
15      in:

16      **(1)** possessory actions between landlord and tenant in which the  
17      past due rent; **and**



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1           **(2) other civil actions founded on a contract to rent or lease**  
2           **real property in which the debt claimed;**

3           at the time of filing does not exceed six thousand dollars (\$6,000). The  
4           court shall also have original and concurrent jurisdiction with the  
5           circuit and superior courts in actions for the possession of property  
6           where the value of the property sought to be recovered does not exceed  
7           six thousand dollars (\$6,000). These jurisdictional limitations shall not  
8           be affected by interest and ~~attorney~~ **attorney's** fees.

9           SECTION 3. [EFFECTIVE JULY 1, 2003] **IC 33-11.6-4-2 and**  
10          **IC 33-11.6-4-3, both as amended by this act, apply to all cases**  
11          **pending in a Marion County small claims court after June 30,**  
12          **2003, and to all cases filed in a Marion County small claims court**  
13          **after June 30, 2003.**

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